

# AFFIDAVIT UNDER SECTION 260 NYS TAX LAW

## Mortgage Encumbering Property Located in More than One County

STATE OF NEW YORK :  
COUNTY OF \_\_\_\_\_ : :ss.:

\_\_\_\_\_, being duly sworn, deposes and says:

1. That I am/we are the mortgagors of the hereinafter described mortgage and are familiar with the facts set forth herein.
2. That I am/we are the owners of the fee estate of the various properties encumbered by the mortgage described herein which are located in the State of New York.
3. That a certain mortgage made by \_\_\_\_\_, as mortgagor to \_\_\_\_\_, as mortgagee dated \_\_\_\_\_, recorded \_\_\_\_\_ in CRFN \_\_\_\_\_ in the amount of \$\_\_\_\_\_ encumbers the real property known as \_\_\_\_\_, NY [address, city, state], **Section \_\_\_\_\_ Block \_\_\_\_\_ Lot \_\_\_\_\_** located within \_\_\_\_\_ County, as more particularly described on Exhibit A attached hereto.
4. That mortgage tax in the amount of \$\_\_\_\_\_ was duly paid to the **[Register of the City of New York]**, \_\_\_\_\_ County upon recording said mortgage in **[Office of the Clerk/City Register of the City of New York]**, \_\_\_\_\_ County against the aforesaid **Bronx** County premises.
5. That tendered herewith is a true certified copy of the mortgage recorded in the **[Office of the Clerk/City Register of the City of New York, \_\_\_\_\_ County]** upon which the proper mortgage recording tax has been paid. Said mortgage instrument tendered herewith was given for the purpose of further securing the same principal indebtedness as the mortgage recorded in **[Office of the Clerk/City Register of the City of New York, \_\_\_\_\_ County]** and said additional mortgage lien does not create or secure any new or further indebtedness other than the original mortgage in the amount of \$\_\_\_\_\_ and that no further advances have been made under said mortgage.

WHEREFORE, deponent respectfully request that such additional mortgage instrument be declared exempt from taxation pursuant to the provision of Section 255, Article XI of the Tax Law of the State of New York.

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
Notary Public

